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<b>To:</b>	<b>Company:</b>	<b>Facsimile No:</b>	<b>Telephone No:</b>
Examiner Rachel L. Porter	Commissioner for Patents	(571) 273-8300	(703) 305-0108
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<b>Sent By:</b>	S. Reuter	<b>Direct Phone:</b>	617.535.3962
<b>Client/Matter/Tkpr:</b>	60697-015-5499	<b>Original to Follow by Mail:</b>	No
		<b>Number of Pages, Including Cover:</b>	11
<b>Re:</b>	USSN 09/873,864, Response To Notice of Non-compliant Amendment		

**Message:**

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U.S. practice conducted through McDermott Will &amp; Emery LLP.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Rosalind Herman et al. Examiner: Rachel L. Porter  
Serial No. 09/873,864 Art Unit: 3626  
Filing Date: June 4, 2001  
Title: / FOUNDATION FUNDS GENERATION SYSTEM AND METHOD  
Attorney Docket No.: 60697-015 (NFRK-001)

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**Certificate of Facsimile Transmission 37 CFR § 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office (Fax No.: 571-273-8300) on the date shown below.

July 21, 2005  
Date

By: \_\_\_\_\_  
Suzanne Reuter

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Enclosed herewith for filing in connection with the above-identified patent application is the following:

- 1) Response To Notice of Non-Compliant Amendment.

The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §1.16 and §1.17 that may be required, or credit any overpayment, to our Deposit Account No. 50-1133.

Respectfully submitted,

  
David M. Mello, Reg. No. 43,799  
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Boston, MA 02109  
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Date: July 21, 2005

BST99 1466549-1.060697.0015

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By: Suzanne Reuter

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Commissioner for Patents  
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Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Introductory Comments

In response to the Notice of Non-compliant Amendment mailed July 14, 2005, provided herein below is a listing of all pending claims and their current status, in light of the Response to Restriction Requirement filed December 27, 2004.